

R E M A R K S

An Office Action was mailed on September 18, 2006. After elections whereby claims 1-6 and 14-23 were withdrawn, claims 7-13 are now being examined. Of these, claim 7 is the only independent claim.

Claims 7-13 now stand rejected under the non-statutory (judicially created) doctrine of obviousness-type double patenting rejection as being unpatentable over claim 1 and 5-8 of Applicant's own U.S. Patent No. 6,996,891. Therein, pending claims 7-11 are anticipated by claims 1 and 5-8 of the '891 patent. Claims 12 and 13 depend from claim 7 and appear to stand rejected solely for being dependent on a rejected base claims.

By the foregoing, the subject matter of claim 13 has been incorporated into claim 7 and the subject matter of claim 7 has been incorporated into claim 12, making claim 12 an independent claim. Applicant submits that the invention as claimed in the independent claims is not taught, disclosed, or suggested by the art cited.

In view of the remarks set forth above, this application is in condition for examination and ready passage to allowance, which is respectfully requested. However, if for any reason the Examiner should consider this application not to be in condition for examination or allowance, the Examiner is respectfully requested to telephone the undersigned attorney at the number listed below prior to issuing a further Action.

DEC-13-2006 WED 12:48 PM KATTEN MUCHIN ROSENMAN

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Respectfully submitted,



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CUSTOMER NUMBER 026304
Docket No.: HEIN 20.006 (100720-00052)
HAS:bf

HEIN 20.006 Response to OA n/6.18.06_841R2187_1_100720_00052